



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

August 8, 2011

Ivan Acosta
Chief, Planning Division – Special Projects
Jacksonville District Corps of Engineers
P.O. Box 4970
Jacksonville, FL 32232-0019

Dear Mr. Acosta: *Ivan*

This letter responds to your letter of July 27, 2011 requesting our concurrence with your determination that sediments that are proposed to be dredged from areas of the San Juan Federal Navigation Project are suitable for ocean disposal at the San Juan Harbor, PR Ocean Dredged Material Disposal Site (ODMDS).

We have reviewed the provided material and concur with your determination that the referenced materials are suitable for disposal at the San Juan Harbor, PR ODMDS. National policy allows dredged material testing data to be used to make suitability determinations regarding ocean placement for three years. The three year window for the subject concurrence will expire on August 8, 2014. After three years, the Agencies are required to review available information to determine whether changed circumstances (e.g., spills, discharges) might have altered the character of the sediment sufficiently to warrant the retesting of the material. The reevaluation does not, in itself, automatically trigger a requirement for new sampling or testing.

If you have any questions, please contact me at (212) 637-3797. Alternatively, you may have your staff contact Mr. Mark Reiss at (212) 637-3799.

Sincerely,

for Mark Re
Douglas Pabst

Leader, Dredging Sediment and Oceans Team
Division of Environmental Planning and Protection